

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
COLUMBUS DIVISION

THE BUCKEYE INSTITUTE,

*Plaintiff,*

v.

INTERNAL REVENUE SERVICE, *et*  
*al.,*

*Defendants.*

No. 2:22-cv-4297-MHW-EPD

The Hon. Michael H. Watson,  
U.S.D.J.

The Hon. Elizabeth P. Deavers,  
U.S.M.J.

**JOINT STATUS REPORT AND MOTION FOR CLARIFICATION**

Pursuant to the Court's order (ECF No. 78), the parties jointly submit this status report:

On March 6, 2024, the defendants timely petitioned the Sixth Circuit Court of Appeals for permission to file an interlocutory appeal under 28 U.S.C. § 1292(b). *See In re: Internal Revenue Service*, Case No. 24-0301 (6th Cir.) (docketed Mar. 7, 2024). The Buckeye Institute answered on March 18, 2024, stating that it does not oppose the request. The Sixth Circuit granted the petition on March 14, 2025, and docketed the defendants' interlocutory appeal that same day. *See Buckeye Institute v. Internal Revenue Service*, No. 25-3170 (6th Cir.).

Given that the Sixth Circuit has now acted on the petition for interlocutory appeal, the parties jointly request that the Court clarify whether the parties should continue providing status updates about the interlocutory appeal pursuant to the Court's order on August 19, 2024 (ECF No. 78).

Date: April 21, 2025.

Respectfully submitted,

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